



# City of Smyrna

A. Max Bacon City Hall  
Council Chambers  
2800 King Street SE  
Smyrna, GA. 30080

## Action Summary - Final City Council

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Monday, March 21, 2022

7:00 PM

A. Max Bacon City Hall - Council Chambers

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### Roll Call

**Present:** 6 - Councilmember Glenn Pickens, Councilmember Travis Lindley, Councilmember Charles Welch, Councilmember Susan Wilkinson, Mayor pro tem / Councilmember Tim Gould and Councilmember Lewis Wheaton

**Also Present:** 1 - Scott Cochran

**Staff:** 8 - Joe Bennett, Jennifer Bennett, Jill Head, Dat Luu, Russell Martin, Penny Mocer, Heather Peacon-Corn and Joey Staubes

### Call to Order

Mayor Derek Norton called to order the March 21, 2022 Mayor and Council meeting held at A. Max Bacon City Hall in Council Chambers at 7:00 PM.

#### 1. Invocation and Pledge:

Pastor Kerrick Butler of Faith Christian Center (3831 Traymore Pointe Pkwy) led the invocation and Pledge of Allegiance.

#### 2. Agenda Changes:

There were no agenda changes.

#### 3. Mayoral Report:

A. [PRC2022-03](#) Proclamation in Recognition of Women's History Month

B. [PRC2022-04](#) Proclamation in Recognition of Education and Sharing Day

#### 4. Land Issues/Zonings/Annexations:

A. [2022-072](#) **Public Hearing** - Zoning Request - Z22-001 - Allow rezoning from R-15 to GC - 0.66 acres - Land Lot 631 - 2979 & 2989 Jonquil Drive - The Woodberry Group LLC.

##### **Ward 2**

Councilmember Travis Lindley made a motion to approve item 2022-072, a public hearing and zoning request (Z22-001) to allow rezoning from R-15 to GC on 0.66 acres on land lot 631 located at 2979 & 2989 Jonquil Drive by applicant The Woodberry

Group LLC; seconded by Councilmember Glenn Pickens.

The motion to approve carried with the following vote:

**Aye:** 6 - Councilmember Pickens, Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Mayor pro tem / Councilmember Gould and Councilmember Wheaton

**B. [2022-163](#)**

Approval of the request for a name change for Elevate at The Battery located at 2330 Cobb Parkway to Elevate Twenty Three by the applicant Tabitha Huber with first Communities Management.

***Ward 1 / Councilmember Pickens***

Councilmember Glenn Pickens made a motion to approve item 2022-163, a request for a name change for Elevate at The Battery located at 2330 Cobb Parkway to Elevate Twenty Three by the applicant Tabitha Huber with first Communities Management; seconded by Councilmember Travis Lindley.

The motion to approve carried with the following vote:

**Aye:** 6 - Councilmember Pickens, Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Mayor pro tem / Councilmember Gould and Councilmember Wheaton

**C. [2022-146](#)**

Plat Approval for a two lot subdivision within the R-15 Zoning District - 0.91 acres - Land Lot 487 - 1132 Church Street - Tony Hester

***Ward 3 / Councilmember Lindley***

Councilmember Travis Lindley made a motion to approve item 2022-146 for a two lot subdivision within the R-15 Zoning District on 0.91 acres on land lot 487 located at 1132 Church Street by applicant Tony Hester; seconded by Mayor Pro Tem/Councilmember Tim Gould.

The motion to approve carried with the following vote:

**Aye:** 6 - Councilmember Pickens, Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Mayor pro tem / Councilmember Gould and Councilmember Wheaton

**5. Privilege Licenses:**

There were no privilege licenses.

**6. Formal Business:**

**A. [RFQ22-025](#)**

Approval to award RFQ 22-025 for Construction Manager at Risk for the Downtown Improvements - Public Greenspace to Winter Construction, 5616 Peachtree Road, Suite 100, Atlanta, GA, 30341.

***Ward 3 / Councilmember Lindley***

Councilmember Travis Lindley made a motion to approve item RFQ22-025 to award RFQ 22-025 for Construction Manager at Risk for the Downtown Improvements - Public Greenspace to Winter Construction, 5616 Peachtree Road, Suite 100, Atlanta, GA, 30341; seconded by Councilmember Glenn Pickens.

The motion to approve carried with the following vote:

**Aye:** 5 - Councilmember Pickens, Councilmember Lindley, Councilmember Welch, Mayor pro tem / Councilmember Gould and Councilmember Wheaton

**Nay:** 1 - Councilmember Wilkinson

**B. [RFQ22-026](#)**

Approval to award RFQ 22-026 for wrecker and towing services for the City of Smyrna to Barrow Wrecker (2267 Dixie Ave SE, Smyrna, GA 30080) for the recovery of both disabled City of Smyrna Vehicles and equipment, as well as wrecker, towing and storage of disabled motor vehicles or motor vehicles in violations of City, County, State law or federal motor carrier safety violations for a period of 1 year, with a renewal extension of up to five years and authorize the Mayor to sign and execute all related documents.

***Ward / Citywide***

Councilmember Glenn Pickens made a motion to approve item RFQ22-026 to award RFQ 22-026 for wrecker and towing services for the City of Smyrna to Barrow Wrecker (2267 Dixie Ave SE, Smyrna, GA 30080) for the recovery of both disabled City of Smyrna Vehicles and equipment, as well as wrecker, towing and storage of disabled motor vehicles or motor vehicles in violations of City, County, State law or federal motor carrier safety violations for a period of 1 year, with a renewal extension of up to five years and authorize the Mayor to sign and execute all related documents; seconded by Mayor Pro Tem/Councilmember Tim Gould.

The motion to approve carried with the following vote:

**Aye:** 6 - Councilmember Pickens, Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Mayor pro tem / Councilmember Gould and Councilmember Wheaton

**C. [RFP22-024](#)**

Vote on Proposals submitted for RFP22-024 for the Transfer of Ownership and Relocation of Aunt Fanny's Cabin.

***Ward 3 / Councilmember Lindley***

Councilmember Travis Lindley made a motion to approve item RFQ22-024 as amended and award the winning bid to Ashley Farms with the provision that if negotiations fail or Ashley Farms is unable to fulfill the removal and relocation of the building as outlined in their bid, the Council will reconvene to assess and award the bid to one of the two remaining qualifying bids; seconded by Mayor Pro Tem/Councilmember Tim Gould.

The motion to approve carried with the following vote:

**Aye:** 4 - Councilmember Pickens, Councilmember Lindley, Mayor pro tem / Councilmember Gould and Councilmember Wheaton

**Nay:** 2 - Councilmember Welch and Councilmember Wilkinson

**7. Commercial Building Permits:**

There were no commercial building permits.

**8. Consent Agenda:**

A motion was made by Mayor Pro Tem / Councilmember Gould, seconded by Councilmember Pickens, to approve the Consent Agenda. The motion carried with the following vote:

**Aye:** 6 - Councilmember Pickens, Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Mayor pro tem / Councilmember Gould and Councilmember Wheaton

- A. [MIN2022-16](#) Approval of the March 3, 2022 Committee of the Whole Meeting Minutes.  
**Ward / Citywide**  
These minutes were approved.
- B. [MIN2022-17](#) Approval of the March 7, 2022 Pre-Council Meeting Minutes.  
**Ward / Citywide**  
These minutes were approved.
- C. [MIN2022-18](#) Approval of the March 7, 2022 Mayor and Council Meeting Minutes.  
**Ward / Citywide**  
These minutes were approved.
- D. [2022-159](#) Authorization for Judge Phyllis Collins to swear in Judge Roger Rozen to act as presiding Judge over the Bonding Company Hearings.  
**Ward / Citywide**  
This authorization was approved.
- E. [2022-131](#) Authorization of road closure that will take place from April 4, 2022 through April 8, 2022 for the install of a raised cross walk at Powder Springs Street @ Hughes Street and the reinstall of an existing speed table at Campbell High on Powder Springs Street.  
**Ward 3 / Councilmember Lindley**  
This authorization was approved.
- F. [2022-162](#) Authorization of street closures of the Upper Market Village (around the fountain area) as well as use of the street and center landscape section along W. Spring Street from the circle to the midsection at Café Lucia (see site map) from 10:00 am until 6:00 pm on Saturday, June 25, 2022 for the Smyrna is Fabulous Event.  
**Ward 3 / Councilmember Lindley**  
This authorization was approved.
- G. [2022-164](#) Authorization of a request from Smyrna First Methodist Church to close Church St. between King St. and Memorial Pl. from 7:00 am-2:00 pm for

the safety of participants in their Easter egg hunt scheduled for Saturday, April 16, 2022.

**Ward 3 / Councilmember Lindley**

This authorization was approved.

**H. [2022-170](#)**

Approval of the cancellation of the April 4, 2022 Mayor and Council due to a lack of a quorum.

**Ward / Citywide**

This authorization was approved.

**I. [AGR2022-05](#)**

Approval for the Ga DOT Memorandum of Agreement for Pedestrian Lighting on State Route 280 / South Cobb Drive @ Windy Hill Road Intersection, City of Smyrna, Georgia, Cobb County for the installation of four (4) each pedestrian luminaries on four (4) new aluminum poles and authorize the Mayor to sign and execute all related documents.

**Ward 5 / Councilmember Susan Wilkinson**

This agreement was approved.

**J. [AGR2022-06](#)**

Approval of the Independent Contractor Agreement with Jerry Perlstein (Private Address, Marietta, Ga) for the monthly inspection of 23 playgrounds with reports to begin April 1, 2022 and commence month to month until terminated with a 30 day written notice from either party, and authorize the Mayor to sign and execute all related documents

This agreement was approved.

**9. Ward / Committee Reports:**

**10. Show Cause Hearings:**

There were no show cause hearings.

**11. Citizen Input:**

**12. Adjournment:**

Mayor Derek Norton adjourned the March 21, 2022 Mayor and Council meeting at 8:22 PM.